

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

NEW YORK LEGAL ASSISTANCE  
GROUP,

Plaintiff,

v.

ELISABETH DeVOS, in her official capacity  
as Secretary of Education, and UNITED  
STATES DEPARTMENT OF EDUCATION,

Defendants.

No. 20 Civ. 1414 (LGS)

**PLAINTIFF’S NOTICE OF MOTION FOR SUMMARY JUDGMENT**

PLEASE TAKE NOTICE that, upon the accompanying: (1) Memorandum of Law in Support of Plaintiff’s Motion for Summary Judgment; (2) Declaration of Adam R. Pulver, dated June 29, 2020, and the exhibits attached thereto; (3) Declaration of Eileen Connor, dated June 29, 2020, and the exhibits attached thereto; (4) Declaration of Jane Greengold Stevens, dated June 23, 2020; (5) Preliminary Joint Statement of Facts; and upon all prior proceedings, pleadings, and filings in this Action, Plaintiff New York Legal Assistance Group will move this court at the Thurgood Marshall United States Courthouse, 40 Foley Square, New York, New York, on such date and at such time as the Court may direct, for an Order granting Plaintiff summary judgment, pursuant to Rule 56 of the Federal Rules of Civil Procedure, and, pursuant to 5 U.S.C. § 706(2), holding unlawful and setting aside the Rule issued by Defendants on September 23, 2019, titled “Student Assistance General Provisions, Federal Family Education Loan Program, and William D. Ford Federal Direct Loan Program,” and for such other relief that the Court may deem just and proper.

In accordance with the schedule contained in the Court's June 17, 2020 Order, Defendants shall file their opposition and cross-motion for summary judgment by July 29, 2020; Plaintiff shall file its reply in support of its motion and opposition to Defendants' cross-motion by August 21, 2020; and Defendants shall file their reply and the administrative record by September 4, 2020.

Dated: June 29, 2020

Respectfully submitted,

Eileen M. Connor  
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